G. R. S. IX-5]

Previous references.

File No. 363-16

1916.

Serial Nos. 1-4

(Inspection)

Later references

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-4.

Part B for Jan. 18.

SUBJECT.

Archaeology of Sri Ranganatha Swamy Temple at Mallappanahalli, in the Hiriyur Taluk

---

To, The Dy. Commr. Chitaldrug

No 1641. D 25.1.18.

Send a Copy of the G.O. passed in the Case directing that the parties to the Suit must settle their dispute in a Court of Competent jurisdiction.

No 1642-3. D. 25.1.18. Copies to advocates

W D 88—GPB—50,000—24 7-16

D.R. Appadurai
Br VII D.13 24.1.18.

G. R. S. 11] 191 6.

GENERAL AND REVENUE SECRETARIAT.

(Inwards)

NOTES.

363

File No ~~425~~ 1916

FILE HEADING.

Archakship of Sri Ranganatha Swami Temple at Mallappanahalli, Hiriyur Taluk.

From

Kariappa of Mallappanahalli,

~~No.~~ Petition Dated 30-11-16 Received

Diary No.	Enclos 1	Spare Copies. —	Serial No
892			

BRIEF ABSTRACT OF LETTER.

(3) Appeals against the Dy Commrs. order declining to interfere with the arrangement made by the Taluk Amildar for the conduct of worship in the inam.

NOTES AND ORDERS.

The appeal petition is duly stamped. The order appealed against is dated 3-8-16 and the appeal was presented to the Revenue Commr in the first instance on 16-9-16

NOTES—First Sheet.

GPB - 20 006—8-8-14

G. R. S. 12]

General and Revenue Secretariat.

File No. 3678/08 of 1916.

Serial No.

As the Rev Commr has no jurisdiction in the matter, it was returned to the party and the appeal has been presented to this office under date 30-11-16

The petitioner's case is that the temple of Sri Ranganatha Swami was built by his ancestors, that it is a non-muzrai institution not being endowed with either cash grant or land from Govt, that he has the right to appoint a Pujari, that the Taluk Amildar removed his nominee - Archaka Hanumantharaja and appointed a Vaik as Pujari which is opposed to his religious feelings, and that the Dy. Commr to whom he approached in the matter, declined to interfere with the orders of the Amildar. He prays that on a perusal of the records connected with the case, the order appealed against may be cancelled.

Submitted with 8 f.s. This temple does not find a place in the Taluk accounts nor in the Supt's Office. The record may be called for & examined as to

NW (RW)
11.12.1916

Reed 13/12/16

NOTE—Contn. sheet

(PB—70 000—17 12 15

G. R. S. 12]

General and Revenue Secretariat.

File No. ~~108~~ 362 of 1916.

Serial No.	
	as to whether the Amildar's interference in the matter was necessary or not. The Deputy Commr's order in the matter seems to be final ~~in the matter~~ according to Rule VII under Section 35 of the M Regln
	am 13/12/16
	Yes. Send for the record
	16.12.16
	2 No 1558 dt 23.12.16, D Dy Chetal Drog, calls for a report with records.
	3. From, the Dy. Commr, Chitaldrug Dt Letter No. 223 dt 23-6-17
	Submits report called for in Sl. 2
	The Dy. Commr's report explains the facts of the case.
	The temple in question is a non Muzrai institution - the Amildar has interfered in regard to its affairs, and has directed the restoration of the pets — Jagalurappa and Sanna Rangappa of Mallapparahalli - to the Pujaribup in accordance with the wishes of the Villagers - Kariappa having appealed to the Dy. Commr,

Draft in appln

NOTE—Contn. sheet

GPB—7000—17-12-15

WD 1233—GPB—60,000—1 12-16—S

2054

G. R. S. III-2]

General and Revenue Secretariat.

File No. 2/9/1 of 1916

79 I
9.W

Serial No.

the latter has confirmed the order of the Amildar.

Kariappa has appealed to Govt. He alleges that the temple was constructed and endowed by his ancestors, that he has the right to nominate a Pujari, and that his nominee has been removed by the local authorities—

If directed, a further enquiry will be made by the Dy. Commr as to the truth of the above allegations.

Submitted
W[illegible] 22/7/17

Further enquiry 25.7.17 is unnecessary. - As this has not a Muzrai inst[n], the interference was not warranted. It could not be said there was no claimant for the Pujari's place within the meaning of § 35 Muzrai Reg[n]. - the whole proceedings will have to be quashed.

Seen) 24/7/17

Put up file relating to a similar case in which I decided a simple mandamus.

25/7/17

25/7

NOTE—Contn. sheet

WD 1233—GPB—60 000—1 12-16—S.

G. R. S. III-2

General and Revenue Secretariat.

File No. 363 of 1916.

Serial No.

(E)

Muz. J. no. 571-13 relating to the interference by Govt. in the matter of the appointment of a Pujari to Beere Devaru temple in Byladakere which is a non. muzrai institn is put up. Attention is respectfully invited to G.O.no. 697 dd 3rd Sept 1915 on the subject.

Submitted
W (Illegible)
(8.8.17)

[Muz. J. no. 398-04 relating to another Beere Devaru temple at Devarahalli, is also put up]
ann
7/8/17 Leon)

4/8/17

Has the statement that the institn is a muzrai been verified from the Ver. records and by reference to Supdt's office
1)
2) [Also perh. the case

6.8.17

Verify and put up
6/8/17

There is nothing in the Vernacular records to show that the temple of Sri Ranganatha Swami in question is a muzrai institution. The Muz. Supdt's office may also be consulted in the matter.

Submitted.
W (Illegible) ann 9.8.17
9.8.17.

NOTE—Contn. sheet.

WD 1233—GPB—60 000—1 12-16-

G. R. S. III-2]

General and Revenue Secretariat.

File No. 3150 of 1916.

Serial No.

The Muz. Supdt's. office say that the name of this temple does not find a place in the statement of Muz. inams received from Taluks - the temple in question is a non-Muzrai inam.

The case will be posted for hearing with the next batch of cases.

Submitted
W (SG)
13.8.17

15/8/17

Agd
15/8/17

Passed 15/8/17

Admittedly the institution is non-Muzrai and the amildar had acted ultra vires in issuing an order to the Sheikdar to have the puja made over to the Adi Andhras. If there was a vacancy in the office the amildar should have proceeded under the rules framed under S 35 of the Muz. Regn: which he has not done. It does not therefore seem possible to support the action of the amildar.

The record shows that the amildar's order has been acted upon and if his order is to be cancelled now the status quo ante will have to be restored and the aggrieved party referred for relief to a Court of competent

NOTE—Contn. sheet

WD 1233—GPB—60,000—1 12-16—S &

G. R. S. III-2]

General and Revenue Secretariat.

File No. 363 of 1916

Serial No.	
	jurisdiction (1st. member) Aleq 21 5 17
	Parties present. Mr C Krishnamurthi for Appt requests an adjt to Monday Second Adjd BO 25/9/17
24 to 16-1-18	Messrs C. Krishnamurti & M. Krishnamurti for appt. and respt respectively. Case adjourned at the former's request to Monday (21st inst): BO. 15/1/18.
	Adjourned to tomorrow Parties and Counsel informed BO 21/1/18
	Heard the Arbi 22/1/18
	The court is addressed by the respondent counsel the petitioner. The first petitioner a minor was the executor under the will of his father one of the appellants The will was produced & proved & Letters granted & the appeal allowed The parties must be left to litigate the dispute as to have recourse to a Court of competent jurisdiction 22/1/18

NOTE—Contn. sheet.

5496-7

WD 12,3—GPB—60,000—1 12-16—S.

R. S. III-2]

General and Revenue Secretariat.

File No. 363 of 1916

8

Serial No.	
	Submd. with a Dft. order to appl. [illegible] 22-1-1918 23/1/18
	appd. [illegible] 23.1.18
	Subd. for approval [illegible] 23.1.18.
	appd. [illegible] 25.1.18
4	No: 1641 of 25.1.18, to Exo of Chief Jus, forwarding a copy of the order in the case, directing that the parties to the suit should be at liberty to depute in a Court of Competent jurisdiction Order-3 of 25.1.18, for copies of the above Order to be given to the parties above.

NOTE—Contn. sheet.

GOVT. OF H. H. THE MAHARAJA
OF MYSORE.

GEN. & REV. SECRETARIAT.

OFFICIAL MEMORANDUM.

No 1553 Enc 2 D 23/12/16
Jud 363-16-2

The accompanying Petition Registered

No 892 dated 30.11.16

received at the General and Revenue Secretariat from Kariappa of Mallappanahalli, Hiriyur Taluk, appealing against the Dy. Commrs. order regarding the appointment of a Pujari to the Temple of Sri Ramanatha Swami in the village etc.

is forwarded with compliments, one together with its enclosures, to the Dy. Commr. Chitaldrug Dist. for report with records

By Order,

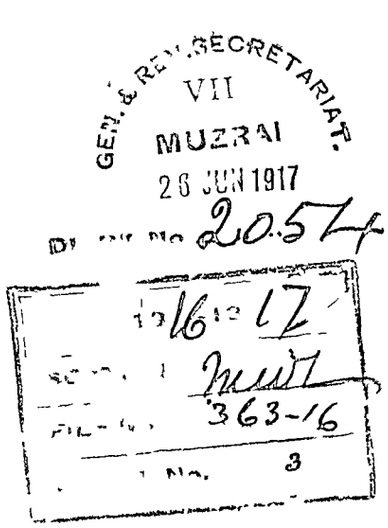
16.12.16

Secretary.

BANGALORE,
191 .

P. T. O.

W D 882 -GPB—1 000—10 11 15



1916-17

25 JUN 1917

From

The Deputy Commissioner,
Chitaldrug District.

To

The Joint Secretary to Government
of Mysore, Muzrai Department
Bangalore.

Dated 21st June 1917

Despatched 23rd June 1917.

Received

Reference No. 123 dated 1916-17

~~General~~ No.

No.

Enclosure No. 3 and 1 file.

Reports on the appeal petition of Kariappa of Mallappanahalli in the Hunjur taluk regarding the appointment of pujari to the Sri Ranganathaswami temple there and forwards the records relative to the case

Office of the Deputy Commissioner,

Chitaldrug District.

Dated Chitaldrug, 21st June 1917.

From

C. S. Balasundaram Iyer Esquire B.A.,

Deputy Commissioner,

C H I T A L D R U G.

To

G. Aravamudu Iyengar Esquire B.A.,B.L.,

Joint Secretary to the Government of

His Highness the Maharaja of Mysore,

Muzrai Department, Bangalore.

S I R,

With reference to your official memorandum No. 1555/363-16-2 dated 23rd December 1916, forwarding for report with records petition from Kariappa of Mallappanahalli in the Hiriyur Taluk appealing against this office order regarding the appointment of a Pujari to the temple of Sri Ranganathaswami in the village &c, I have the hon r to state that on 23rd February 1915, Jagalurappa and Sanna Rangappa of Mallappanahalli petitioned the Amildar of Hiriyur stating that they were performing the puja of the Sri Ranganathaswami of the village from a long time, that on account of some domestic inconvenience they went on a pilgrimage some 7 years ago, after handing over the key &c of the temple to the villagers, that on their return to the village, one Kariappa took objection to take them back as Pujaris of the temple and that they might therefore be restored to the Pujarishipp of the temple. This being a non-Muzrai institution the Amildar after local enquiry directed the restoration of the petitioners to the Pujarishipp in accordance with the wishes of the villagers, the appellant Kariappa alone objecting to the restoration of the Pujarishipp to the applicants.

Thereupon Kariappa appealed to this office against the mildar's decision. On perusal of the records, I found no reason to interfere with the orders passed by the Amildar and therefore

gave an endorsement to the appellant to that effect on 3rd August 1916. Hence the present appeal.

The records relating to the case are herewith forwarded for reference as also the enclosure received with the reference under reply.

I have the honor to be,

S I R,

Your most obedient servant,

Deputy Commissioner,

Chitaldrug District.

S.V.

COURT FEE

ಎಂಟಾಣೆ EIGHT ANNAS

COURT FEE

ಎಂಟಾಣೆ EIGHT ANNAS

C 274/Pehw 16-17

21/9/16

ONE RUPEE

GEN. & REV. SECRETARIAT
TYPING
23 JAN 1918

Before the Government of His Highness the Maharaja of Mysore.

Appeal No. 5 of 1917-18

Appellant. Vs. Respondents

Kariappa of Mallappanahalli. Jagalurappa and Sanarangappa

Subject.

Appeal against order dated 3d August 1916 of the Dy. Commissioner, Chitaldrug Dist., declining to interfere with the order of the Taluk Amildar appointing the respts as Pujaris of Sri Ranganatha Swami Temple at Mallappanahalli in the Hiriyur Taluk

GPB—500—12-3-18

Decision

The case was heard on 22 d. January 1918. The appellant and respts were present in person and were represented thro their Advocates messrs. C. Krishnamurti and M. Krishnamurti.

The order appealed against is admitted by the respts' advocate to be ultra vires. The institution not being a muzrai institn, the Amildar had no authority to issue any order re the appointment of a Pujari. His order will therefore be cancelled and status quo ante restored. The appeal is allowed.

The parties must be left to themselves to settle the dispute or to have recourse to

Ordered

The order may be printed.

G.R.S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

a Court of competent jurisdiction.

Memo no. Dy

1641 En 2 + 1 file copy to the Dy Commr, Chitaldrug Dist, with ref to his letter no. 223 Dy 23.6.1917.
mur 363-16-4
25-1-18
(2) The enclosures are returned.

B.O.

ka
22.1.18

Joint Secy,
Comm Muz. Dept.
22/1/18

1642
1643

Copies to (1) Mr C. Krishnamurti, Advocate for the appellant and (2) Mr M. Krishnamurti, Adv for the respdt.

B.O.

ka
22.1.18

Joint Secy,
Muz & Oc. Dept.
22/1/18

EIGHT ANNA STAMP RUPEE 1

798

19/7/18

In ~~The Court of~~

Before the Government of His Highness the Maharaja of Mysore

Mvg: Appeal No. 5 of 1917.—1918.

AV

Appellant ~~*Plaintiff*~~		*Respondent* ~~*Defendant*~~
Kariyappa	Vs.	Jayaramappa & Ranganatha

1. ~~Appellants~~ Respondents above named do, by these presents, retain MR. MOKSHAGUNDAM KRISHNA MURTI, B A, LL. B. *Advocate* to appear and conduct the above case on ~~his~~ behalf to judgment.

2. ~~He~~ further empower him to do all necessary acts in the above case, to execute any decree or order that may be passed in ~~his~~ behalf and to receive from the Court all documents, refunds, and all sums of money that ~~he~~ may be entitled to get and grant receipts therefor.

3. ~~He~~ also undertake to confirm and ratify all the acts done by the said Advocate or by any other Advocate on his behalf in so doing

BANGALORE.
24-9-1917

Personally known to me and signed in my presence

24-9-17

Accepted.

Advocate.